

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

KENYATTA WRIGHT,	:	Civil No. 1:21-cv-0087
	:	
Plaintiff,	:	
	:	
v.	:	
	:	
RICK ENGLEMEYER, et al.,	:	
	:	
Defendants.	:	Judge Sylvia H. Rambo

ORDER

Before the court is a report and recommendation (Doc. 27) of Magistrate Judge Carlson in which he recommends that the court grant the defendants' motion to dismiss (Doc. 15) and deny the plaintiff's motion for summary judgment (Doc. 24). Objections to the report and recommendation were due on September 14, 2021, and to date, no objections have been filed.

In considering whether to adopt a report and recommendation when no objections have been filed, the court should, as a matter of good practice, "satisfy itself that there is no clear error on the face of the record in order to accept the recommendation." Fed. R. Civ. P. 72(b), advisory committee notes; *see also Univac Dental Co. v. Dentsply Intern., Inc.*, 702 F. Supp. 2d 465, 469 (M.D. Pa. 2010) (explaining that judges should review dispositive legal issues raised by the report for clear error). Following an independent review of the record and upon a careful review of the report and recommendation, the court is satisfied that the report and

recommendation contains no clear error and will therefore adopt the recommendation. Accordingly, **IT IS HEREBY ORDERED AS FOLLOWS:**

- 1) The report and recommendation is **ADOPTED**;
- 2) The defendants' motion to dismiss (Doc. 15) is **GRANTED**;
- 3) The plaintiff's motion for summary judgment (Doc. 24) is **DENIED**;
- 4) The Clerk of Court is **DIRECTED** to close this case; and
- 5) Any appeal taken from this order is deemed frivolous and not in good faith.

s/Sylvia H. Rambo
United States District Judge

Dated: October 13, 2021